

JONES DAY

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October 4, 2004

VIA ELECTRONIC SUBMISSION

Clerk of the United States District Court
United States Courthouse
1 Courthouse Way
Boston, Massachusetts 02210

Re: *In re Pharmaceutical Industry Average Wholesale Price Litigation*,
Master File No. 01-cv-12257 PBS (D. Mass.); MDL No. 1456

Dear Sir or Madam:

Enclosed for filing in the above-referenced matters, on behalf of Defendants Abbott Laboratories and Abbott Laboratories Inc., please find a **Notice of Appearance of Toni-Ann Citera and Motion of Admission *Pro Hac Vice***, including a certificate in support of the admission of Toni-Ann Citera. We submit this Notice of Appearance pursuant to paragraph 16 of the Case Management Order entered on June 14, 2002.

A check in the amount of \$50 for the necessary filing fee has been transmitted to your attention under separate cover with a copy of this Notice and Motion by overnight Federal Express delivery.

Thank you for your assistance.

Very truly yours,



R. Christopher Cook

Enclosures

cc: Toni-Ann Citera

WA-2130652v1

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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESALE PRICE
LITIGATION

THIS DOCUMENT RELATES TO:

All Actions

)
) MDL No. 1456
)
)

) Civil Action 01-CV-12257-PBS
)

) Judge Patti B. Saris
)
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NOTICE OF APPEARANCE OF TONI-ANN CITERA, ESQ.
AND MOTION FOR ADMISSION *PRO HAC VICE*

PLEASE TAKE NOTICE, that pursuant to paragraph 16 of this Court's Case Management Order No. 1 and Local Rule 83.5.3(b), Toni-Ann Citera of the law firm Jones Day, hereby enters her appearance on behalf of Abbott Laboratories in the above-captioned manner.

Ms. Citera is not a member of the bar of the United States District Court for the District of Massachusetts. She respectfully seeks admission *pro hac vice* in accordance with the procedure set forth in this Court's Case Management Order No. 1. The accompanying Certificate demonstrates that Ms. Citera is a member in good standing of her respective bars and is familiar with the Local Rules of the Court. The appropriate \$50 filing fee has been submitted to the Clerk of the Court under separate cover with a copy of this Notice and Motion.

Dated: October 4, 2004

Respectfully submitted,



R. Christopher Cook
Jones Day
51 Louisiana Avenue
Washington, DC 20001
Tel: 202-879-3939
Fax: 202-626-1700

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

**IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESALE PRICE
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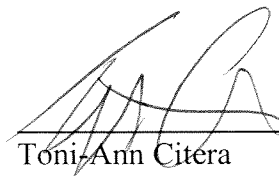
CERTIFICATE OF TONI-ANN CITERA, ESQ.

I, Toni-Ann Citera, in accordance with Rule 83.5.3 of the Local Rules of the United States District Court for the District of Massachusetts, represent and certify as follows:

1. I am associated with the law firm of Jones Day, which maintains offices at 222 East 41st Street, New York, New York 10017-6702;
2. I am a member in good standing of the bars of the State of Illinois, the State of New York, the United States District Court for the Northern District of Illinois, the United States District Court for the Southern District of New York and the United States District Court for the Eastern District of New York;
3. There are no disciplinary proceedings pending against me as a member of the bar in any jurisdiction; and
4. I am familiar with the facts surrounding this dispute and the Local Rules of the United States District Court for the District of Massachusetts.

I declare under penalty of perjury that the foregoing is true and correct.

Executed: October 1, 2004

A handwritten signature in black ink, appearing to read 'Toni-Ann Citera', is written over a horizontal line.

Toni-Ann Citera

Jones Day

222 East 41st Street

New York, New York 10017-6702

Tel: 212-326-3939

Fax: 212-755-7306

CERTIFICATE OF SERVICE

I hereby certify that, pursuant to the Court's Case Management Order No. 2, a copy of the foregoing Notice of Appearance of Toni-Ann Citera, Esq. and Motion for Admission *Pro Hac Vice* were served this 4th day of October, 2004, to all counsel of record by electronic service via Verilaw.



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